

**Assembly Bill No. 248**

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Passed the Assembly    September 5, 2003

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*Chief Clerk of the Assembly*

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Passed the Senate    September 2, 2003

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*Secretary of the Senate*

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This bill was received by the Governor this \_\_\_\_\_ day of  
\_\_\_\_\_, 2003, at \_\_\_\_\_ o'clock \_\_M.

\_\_\_\_\_  
*Private Secretary of the Governor*

Corrected 9-17-03



## CHAPTER \_\_\_\_\_

An act to amend Section 6988 of, and to repeal Section 6989 of, of the Food and Agricultural Code, relating to advisory boards.

## LEGISLATIVE COUNSEL'S DIGEST

AB 248, Nunez. Advisory boards: nursery stock.

Existing law, effective until January 1, 2004, provides for the appointment of an advisory board relating to pome and stone fruit trees, nut trees, and grapevines. Existing law requires the Secretary of Agriculture to appoint the board to review and make recommendations to the secretary regarding specified programs relating to those plant varieties, and requires that members of the board serve for 2 years. Existing law provides for annual assessments on licensed nursery dealers to support various programs and activities related to those plant varieties.

This bill would allow members of the board to serve fixed terms of up to 2 years.

The bill would repeal the provision that would terminate existing law on January 1, 2004, and would thereby permanently extend the operation of existing law, as amended by this bill.

*The people of the State of California do enact as follows:*

SECTION 1. Section 6988 of the Food and Agricultural Code is amended to read:

6988. The secretary, upon consultation with the pome and stone fruit tree, nut tree, and grapevine nursery industry, shall appoint a board to assist and advise him or her concerning the implementation of this article.

(a) Membership on the board shall consist of 11 representatives, a majority of whom are licensed producers of pome, stone, nut, and grape nursery stock, but also users and a public member as follows:

(1) Two each from the stone fruit (including almonds), pome fruit, and nut (other than almond) industries.

(2) Four from the grape industry.

(3) One public representative.



(b) Board members shall represent all areas of the state involved in the production of pome and stone fruit trees, nut trees, and grapevines.

(c) The members of the board shall serve for fixed terms of up to two years. The secretary, upon nomination by the industry, may appoint a member for three consecutive terms. The secretary shall reappoint no more than eight of the then-current members of the board within a two-year period.

(d) The board shall meet at least twice a year. The chair or the secretary may call any other meeting when it is deemed necessary by one or both of them. Each member shall be allowed per diem and mileage in accordance with Department of Personnel Administration rules for attending any meeting of the board.

(e) The board shall review and make recommendations to the secretary concerning the ongoing operations of the department and the University of California pertaining to this article. This shall include advice on fiscal expenditure, assessments needed to cover costs, and proposals concerning the development of planting materials.

SEC. 2. Section 6989 of the Food and Agricultural Code is repealed.

Approved \_\_\_\_\_, 2003

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*Governor*

